IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 15TH OCTOBER 2007 / 23RD ASWINA 1929

Con.Case(C).No. 1354 of 2007(S)

NON-COMPLIANCE OF THE JUDGEMENT DATED 24TH NOVEMBER, 2005 IN O.P.NO.16858/1998 AND THE JUDGMENT DATED 25TH MAY, 2007 IN WA.NO.1588/2006

PETITIONER/RESPONDENT:

P.V.PRAMEELA,
AGED 50 YEARS, D/O.VELAYUDHAN,
KUNNUPARAMBIL, AROOR MUKAM,
CHERTHALA, ALAPPUZHA DISTRICT.

BY ADV. SRI.S.VIDYASAGAR
SMT.MINI RAJAN.D.

RESPONDENT: 2ND APPELLANT:

DR.RAMACHANDRAN,
S/O.K.S.N.MENON, REGISTRAR,
COCHIN UNIVERSITY OF SCIENCE AND TECHNOLOGY,
COCHIN UNIVERSITY PO, KOCHI-22.

BY ADV. SRI.A.A.ABUL HASSAN, SC, KFC

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 15/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

CONTEMPT CASE (C) NO.1354 OF 2007

Dated this the 15th October, 2007

JUDGMENT

H.L.DATTU, C.J.

Alleging that the respondent in this Contempt Petition has not complied with the orders and directions issued by this Court in O.P.No.16858 of 1998 and W.A.No.1588 of 2006, the complainant is before us with a request to take appropriate proceedings against the respondent for the alleged acts of wilful and deliberate disobedience of the orders and directions issued by this Court.

2. After hearing the learned counsel for the complainant, we had issued notice to the respondent. He is served and is represented by a learned counsel.

3. Respondent has filed his detailed counter affidavit. Alongwith the counter affidavit, the respondent has produced the order dated 22/25.09.2007, passed by the respondent.

4. We have carefully gone through the order passed by the respondent. In our opinion, there is substantial compliance of the orders and directions issued by this Court while disposing of O.P.No.16858 of 1998 and W.A.No.1588 of 2006. Therefore, we do not intent to take cognizance of this Contempt Petition. Accordingly, the following:

O R D E R

i) The Contempt Proceedings are dropped.

ii) Liberty is reserved to the complainant/petitioner, if she so desires, to question the correctness or otherwise of the orders passed by the respondent, dated 22/25.09.2007 before the appropriate forum.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/